

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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ARROYO PECANS PARTNERS, LLC, et)
al.,)

2:09-cv-01217-PMP-GWF

Plaintiffs,)

ORDER

vs.)

FEDERAL DEPOSIT INSURANCE)
CORPORATION, as Receiver for Silver)
State Bank, et al.,)

Defendants.)

Before the Court for consideration are Defendant FDIC's fully briefed Motion for Judgment on the Pleadings (Doc. #28), filed on July 20, 2010 and Plaintiffs' Counter Motion to Amend Complaint Subsequent to Intervention (Doc. #34) filed August 16, 2010. Having read and considered the foregoing and good cause appearing,

IT IS ORDERED that Plaintiffs' Counter Motion to Amend Complaint Subsequent to Intervention (Doc. #34) is **GRANTED** and Plaintiffs shall have to and including September 24, 2010, within which to file an Amended Complaint.

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1 **IT IS FURTHER ORDERED** that Defendant FDIC's Motion for
2 Judgment on the Pleadings (Doc. #28) is **GRANTED** and that Plaintiffs' claims
3 for reformation and rescission (First Claim for Relief and Second Claim for Relief)
4 are hereby **DISMISSED** as to Defendant Federal Deposit Insurance Corporation.

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6 DATED: August 31, 2010.

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10 PHILIP M. PRO
11 United States District Judge
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